

[Parties and Counsel Listed on Signature Pages]

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY PRODUCTS
LIABILITY LITIGATION

THIS FILING RELATES TO:

ALL ACTIONS

MDL No. 3047

Case No. 4:22-md-03047-YGR (PHK)

Honorable Yvonne Gonzalez Rogers

Magistrate Judge: Hon. Peter H. Kang

**STIPULATION AND ~~PROPOSED~~
ORDER GOVERNING DISCOVERY
LIMITATIONS**

Plaintiffs and Defendants (each a “Party” and collectively the “Parties”) hereby submit the following Stipulation and [Proposed] Order Governing Discovery Limitations.

STIPULATION

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, SUBJECT TO THE COURT’S APPROVAL:

1. Plaintiffs as a group (including the JCCP Plaintiffs)¹ are allotted a combined total of up to 45 Interrogatories for each of the four main Defendant groups (*i.e.*, Meta, TikTok, Snap, and

¹ “Plaintiffs” refers to the MDL Personal Injury (“PI”) Plaintiffs, MDL School District and Local Government Entity (“SD”) Plaintiffs (together with the PI Plaintiffs, the “PI/SD Plaintiffs”), the MDL State Attorneys General (“State AGs”), and the JCCP Plaintiffs.

1 YouTube). The State AGs are further allotted a combined total of eight (8) additional Interrogatories for
 2 the Meta Defendants.

3 2. Plaintiffs as a group (including the JCCP Plaintiffs) are allotted a combined total of
 4 up to 45 Requests for Admission (“RFAs”) for each of the four main Defendant groups (*i.e.*, Meta,
 5 TikTok, Snap, and YouTube).² The State AGs are further allotted a combined total of up to eight (8)
 6 additional RFAs for the Meta Defendants.

7 3. The Meta Defendants are allotted a combined total of up to 32 identical
 8 Interrogatories for each State AG. The Meta Defendants are further allotted a combined total of up to
 9 six (6) additional State-specific Interrogatories for each State AG.³

10 4. The Meta Defendants are allotted a combined total of up to 32 identical RFAs for
 11 each State AG. The Meta Defendants are further allotted a combined total of up to six (6) additional
 12 State-specific RFAs for each State AG.

13 Depositions

14 5. In addition to the 35 hours of depositions of each bellwether SD Plaintiff permitted by
 15 the Court, Defendants are allotted a combined total of up to ten (10) hours for Rule 30(b)(6) depositions
 16 of each bellwether SD Plaintiff.

17 6. Depositions of treating providers in any given bellwether PI case may not exceed five
 18 (5) hours of questioning by the Defendants.

19 7. With the exception of minors and treating providers, depositions of all other
 20 witnesses in any given bellwether PI case may not exceed seven (7) hours of questioning by the
 21 Defendants, and depositions of all other witnesses in any given bellwether SD case may not exceed ten
 22 (10) hours of questioning by the Defendants. The Parties shall meet and confer in advance of each
 23 deposition regarding estimated time lengths.

24 _____
 25 ² The limitations on RFAs set forth in this Order do not include any RFAs that may be needed for
 26 purposes of authentication (to the extent the Parties are not able to stipulate to the authentication of
 documents through other means).

27 ³ The State AGs note that their agreements regarding interrogatories and RFAs on the State AGs are
 28 subject to their understanding that party discovery—including interrogatories and RFAs—is appropriate
 only as to the State AGs and not as to State agencies.

8. For good cause shown, a Party may seek an expansion or contraction of the discovery limits set forth above on a case-by-case basis or in a specific instance. Any Party seeking an expansion or contraction of the hours limit for a particular deposition shall meet and confer with the other side in advance of the deposition and, if the Parties are unable to agree on the requested expansion or contraction, the Party seeking the modification may raise the dispute with the Court in accordance with the Court's procedures for resolving discovery disputes. However, nothing in this agreement shall be used to delay or alter the ordered limitations of a properly noticed deposition should the dispute not be resolved before the date of the noticed deposition.⁴

IT IS SO STIPULATED, through Counsel of Record.

DATED: March 7, 2024

Respectfully Submitted,

/s/ Lexi J. Hazam

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⁴ The Parties further reserve the right to advocate for modifications of discovery limitations, including depositions and other discovery, in the event discovery on a particular Party becomes disproportionate, taking into account relevant factors.

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ATTESTATION

I, Ashley Simonsen, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: March 6, 2024

By: /s/ Ashley M. Simonsen

Ashley M. Simonsen

~~PROPOSED~~ ORDER

The Court hereby ORDERS the following limitations on discovery, pursuant to the Parties' Stipulation above and the Court's Discovery Management Order No. 3 (ECF 667).

Interrogatories and Requests for Admission

1. Plaintiffs as a group (including the JCCP Plaintiffs)⁵ are allotted a combined total of up to 45 Interrogatories for each of the four main Defendant groups (*i.e.*, Meta, TikTok, Snap, and YouTube). The State AGs are further allotted a combined total of eight (8) additional Interrogatories for the Meta Defendants.

2. Plaintiffs as a group (including the JCCP Plaintiffs) are allotted a combined total of up to 45 Requests for Admission ("RFAs") for each of the four main Defendant groups (*i.e.*, Meta, TikTok, Snap, and YouTube).⁶ The State AGs are further allotted a combined total of up to eight (8) additional RFAs for the Meta Defendants.

3. The Meta Defendants are allotted a combined total of up to 32 identical Interrogatories for each State AG. The Meta Defendants are further allotted a combined total of up to six (6) additional State-specific Interrogatories for each State AG.

4. The Meta Defendants are allotted a combined total of up to 32 identical RFAs for each State AG. The Meta Defendants are further allotted a combined total of up to six (6) additional State-specific RFAs for each State AG.

5. Defendants are allotted a combined total of up to fifteen (15) Interrogatories for each bellwether SD Plaintiff, ten (10) interrogatories for each minor (under age eighteen) bellwether PI Plaintiff, and seven (7) interrogatories for all other bellwether PI Plaintiffs. Defendants are further allotted a combined total of up to 15 RFAs for each bellwether PI Plaintiff and 17 RFAs for each bellwether SD Plaintiff.

⁵ "Plaintiffs" refers to the MDL Personal Injury ("PI") Plaintiffs, MDL School District and Local Government Entity ("SD") Plaintiffs (together with the PI Plaintiffs, the "PI/SD Plaintiffs"), the MDL State Attorneys General ("State AGs"), and the JCCP Plaintiffs.

⁶ The limitations on RFAs set forth in this Order do not include any RFAs that may be needed for purposes of authentication (to the extent the Parties are not able to stipulate to the authentication of documents through other means).

Depositions

6. The PI/SD Plaintiffs are allotted a combined total of up to 240 hours for fact and Rule 30(b)(6) depositions with respect to each of the four main Defendant groups (*i.e.*, Meta, Snap, TikTok, and YouTube). The State AGs are allotted up to an additional 48 hours for such depositions of the Meta Defendants. The length of any such deposition shall not exceed twelve hours per deponent. The Parties shall meet and confer in advance of each deposition regarding estimated time lengths.

7. Hours allotments for fact and Rule 30(b)(6) depositions with respect to the State AGs shall be set forth in a separate, further order.

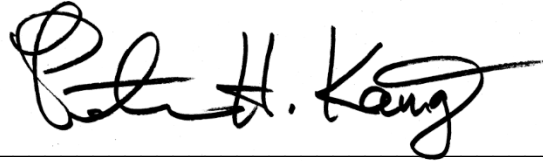
8. Defendants are allotted a combined total of up to 30 hours for fact depositions of each bellwether PI Plaintiff and a combined total of up to 35 hours for depositions of each bellwether SD Plaintiff. Defendants are allotted a combined total of up to ten (10) hours for Rule 30(b)(6) depositions of each bellwether SD Plaintiff. Depositions of minor bellwether PI Plaintiffs (where minors are those persons under age eighteen (18)) shall be limited to a maximum of three (3) hours in single-defendant cases and a maximum of four (4) hours in multi-defendant cases. Depositions of treating providers in any given bellwether PI case may not exceed five (5) hours of questioning by the Defendants.

9. Depositions of all other witnesses in any given bellwether PI case may not exceed seven (7) hours of questioning by the Defendants, and depositions of all other witnesses in any given bellwether SD case may not exceed ten (10) hours of questioning by the Defendants. The Parties shall meet and confer in advance of each deposition regarding estimated time lengths.

10. For good cause shown, a Party may seek an expansion or contraction of the discovery limits set forth above on a case-by-case basis or in a specific instance. Any Party seeking an expansion or contraction of the hours limit for a particular deposition shall meet and confer with the other side in advance of the deposition and, if the Parties are unable to agree on the requested expansion or contraction, the Party seeking the modification may raise the dispute with the Court in accordance with the Court's procedures for resolving discovery disputes. However, nothing in this agreement shall be used to delay or alter the ordered limitations of a properly noticed deposition should the dispute not be resolved before the date of the noticed deposition.

1 **IT IS SO ORDERED.**

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3 Dated: March 7, 2024



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MAGISTRATE JUDGE PETER H. KANG